IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.:

A03P1088

EXPRESS MAIL NO. EV100891565US

Inventor(s):

Euljoon Park; Michael Benser; and Ruth Lyons

Title: IMPLANTABLE CARDIAC DEVICE TO PROMOTE INTRINSIC RHYTHM

TO ALLEVIATE ORTHOSTATIC HYPOTENSION

10/748486

MAIL STOP PATENT APPLICATION COMMISSIONER FOR PATENTS P.O. BOX 1450 Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith fo	r filing are the	following	documents:
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X 3 page(s) DATA SHEET

X _ _ 24__ page(s) application including _17_ pages specification; _6_ pages claims, and

1 page abstract

X ___3_ Sheet(s) of Drawings

Formal __xx__ Informal ___

_ Declaration will be filed later

Assignment will be filed later

_ Recordation Form Cover Sheet will be filed later

Power of Attorney by Assignee... will be filed later

X Nonpublication Request Under 35 USC 122...

_ Information Disclosure Statement PTO-1449 and references

X Return Postcard

ITEM		NO. OF CLAIM	S FILED	NO. OF ADDITIONAL CLAIMS FILED	LG ENTITY FEE	\$ AMOUNT		\$ FEE	
Α	TOTAL CLAIMS FEE	35	- 20 =	15	X \$18	\$270	\$	270	
В	INDEPENDENT CLAIMS FEE**	7	-3 =	4	X 86	344		344	
С	SUBTOTAL - ADDITIONAL CLAIMS FEE (LINES A + B)							614	
D	MULTIPLE-DEPENDENT CLAIMS FEE LARGE ENTITY FEE = \$270								
E	BASIC FILING FEE*LARGE ENTITY = \$770							770	
F	TOTAL FILING FEE** (ADD TOTALS FOR LINES C, D, AND E)							\$1,384*	

X

Charge Deposit Account No. 16-0068 the amount of

\$1,384*

A copy of this letter is enclosed.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

- X_{-} The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0068
 - Any additional filing fees required under 37 CFR 1.16.
 - Any patent application processing fees under 37 CFR 1.17.
- X_{-} The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0068
 - Any patent application processing fees under 37 CFR 1.17.
 - <u>X</u> Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

Derrick Reed, Attorney for Applicants Reg. No. 40,138

Correspondence Address:

PACESETTER, INC. 15900 Valley View Court Sylmar, CA 91392-9221 818/493-2200 818/362-4795 (fax)

> I hereby certify that this New Application is being deposited with the United States Postal Service as "Express Mail" mailing label number EV100891565US in an envelope as "Express Mail Post Office to Addressee" addressed to the: MAIL STOP PATENT APPLICATION Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450, on:

> > December 29, 2003

PTO/SB/35 (05-03) Approved for use through 4/30/2003. OMB 0651-0031

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)

First Named Inventor Euljoon Park

Title IMPLANTABLE CARDIAC DEVICE TO PROMOTE INTRINSIC RHYTHM TO ALLEVIATE ORTHOSTATIC HYPOTENSION

Attorney Docket Number A03P1088

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

12/29/03 Date Signature

818/493-2200 Derrick Reed, Reg. No. 40,138

Telephone number Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.